HON'BLE SHRI G.S.SINGHVI, THE CHIEF JUSTICE

AND

HON'BLE SHRI JUSTICE G.BHAVANI PRASAD

WRIT PETITION No. 21395 of 2003

Between:

M/s Bharat Metal Box Company Ltd.

Hyderabad represented by its

Managing Director Sri C.Prakash Agarwal

and others .. Petitioners

AND

The Bank of Rajasthan Limited,

Siddiamber Bazar,

Hyderabad and another ..Respondents.

Counsel for the Petitioners: Shri M.Papa Reddy for

Shri M.V.S.Suresh Kumar

Counsel for Respondent No.1: Smt Chandana for Shri Ravinder Viswanath

Counsel for Respondent No.2: Shri K.Suryanarayana

Dated: February 23, 2006

ORDER:

Per G.S.Singhvi, C.J.

This is a petition for striking down Section 13 (1) and (2) of the Securitisation and Reconstruction of the Financial Assets and Enforcement of Security Interest Act, 2002.

Learned counsel for the petitioners fairly says that in view of the Judgment of the Supreme Court in **Mardia Chemicals Limited v. Union of India** wherein the constitutionality of the impugned provision has been upheld, the writ petition

may be disposed of as infructuous.

In view of the statement made by learned counsel for the petitioners, the writ petition is disposed of as infructuous.

As a sequel to the dismissal of the writ petition as infructuous, W.V.M.P.No.200 of 2006 filed by respondent No.1 is also disposed of as infructuous.

G.S.SINGHVI, C.J.

February 23, 2006

G.BHAVANI PRASAD, J

GRR